

**THURSDAY, JANUARY 28, 1968**

**FIFTY-FIRST LEGISLATIVE DAY**

The House met at 9:00 A.M. and was called to order by Speaker Pro Tem DeBerry.

The proceedings were opened with prayer by Rev. Walter Phillips, First Baptist Hopewell, Old Hickory, Tennessee, guest of Representative Ben West, Jr.

Representative Ben West, Jr., led the House in the Pledge of Allegiance to the Flag.

The roll call was taken with the following results:

Present . . . . . 97

Representatives present were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Frensey, Gaia, Garrett, Good, Harrill, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kleber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Usery, Webb, West, Wheeler, Whiteon, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray -- 97.

The Speaker announced that Representative Hassell was excused because of the death of her father.

**RULES SUSPENDED**

Rep. Yelton moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 473 out of order, which motion prevailed.

**House Joint Resolution 0473 -- Naming and Designating --** Designates January 28 as National Astronaut Remembrance Day. by \*Yelton, Montgomery, Whitson, Harrill, Holcomb and Bivens.

On motion, the rules were suspended for the immediate consideration of the resolution.

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On motion of Rep. Yelton, with the request that all members recorded as voting aye be added as sponsors, the resolution was adopted by the following vote:

Ayes ..... 97  
Noes ..... 0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray -- 97.

A motion to reconsider was tabled.

**CONSENT CALENDAR**

**House Resolution No. 0078 -- Memorials, Condolence -- Honors the memory of Bronce Franklin Johnson.**

**Senate Joint Resolution 0287 -- Memorials, Congratulations -- Congratulates Mr. and Mrs. Woodrow R. Davidson on 50th wedding anniversary.**

**Senate Joint Resolution 0289 -- Memorials, Professional Achievement -- Congratulates the proprietors of the Grape Patch Winery on excellent showing at International Wine Competition.**

**Senate Joint Resolution 0290 -- Memorials, Sports -- Honors Sullivan South High School on winning the 1987 Class AAA state championship.**

**Senate Joint Resolution 0292 -- Memorials, Sports -- Congratulates the Whitwell High School Tigers on outstanding football season.**

**Senate Joint Resolution 0299 -- Memorials, Congratulations -- Honors Bradley Central High School upon recognition as "School of Excellence".**

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**Senate Joint Resolution 0301** -- Memorials, Recognition and Thanks -- Honors Beatrice Boyd for her service to the nursing home industry in Memphis.

**Senate Joint Resolution 0302** -- Memorials, Personal Achievement -- Commends Reverend Calvin Mims on leadership and inspiration.

**Senate Joint Resolution 0303** -- Memorials, Personal Achievement -- Congratulates Ronald B. Arrison on his medical career in the US Navy.

**Senate Joint Resolution 0304** -- Memorials, Public Service -- Honors Ernestine Benmoin for outstanding community service.

**Senate Joint Resolution 0305** -- Memorials, Personal Achievement -- Commends Ms. Gina M. Stewart for work at Memphis Technical Institute and Christ Missionary Baptist Church.

**Senate Joint Resolution 0306** -- Memorials, Personal Achievement -- Honors Hope D. Landrum of Memphis for care for others.

**Senate Joint Resolution 0307** -- Memorials, Professional Achievement -- Congratulates Mrs. Mary Noble on her success as beautician.

**Senate Joint Resolution 0308** -- Memorials, Public Service -- Congratulates Rosetta S. Perkins-Brown for services to elderly.

**Senate Joint Resolution 0309** -- Memorials, Recognition and Thanks -- Commends Franketta Guinn for accomplishments in health care.

**Senate Joint Resolution 0310** -- Memorials, Sports -- Honors Jefferson County High School football team on winning AAA high school football championship.

**Senate Joint Resolution 0315** -- Memorials, Recognition and Thanks -- Honors Charles R. Akers for contribution to MTSU.

**\*House Bill No. 1570** -- Tipton County -- Authorizes hotel/motel tax.

Rep. Kisber moved that all House and Senate Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions on the Consent Calendar be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes .....	96
Noes .....	0

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Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Frenseley, Gala, Garrett, Good, Harrill, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray -- 96.

A motion to reconsider was tabled.

**UNFINISHED BUSINESS**

**RULES SUSPENDED**

Rep. Curlee moved that the rules be suspended for the purpose of introducing House Resolution No. 79 out of order, which motion prevailed.

House Resolution No. 0079 -- Memorials, Sports -- Honors Coach Joe Gaddis and Tullahoma High School football team on reaching semifinal round of TSSAA state playoffs. by \*Curlee.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Curlee, House Resolution No. 79 was adopted.

A motion to reconsider was tabled.

**BILLS WITHDRAWN**

On motion of Rep. Naifeh, House Bill No. 1394 was recalled from the State and Local Government Committee.

On motion of Rep. Naifeh, House Bill No. 1394 was withdrawn from the House.

**SPONSORS ADDED**

Without objection, the rules were suspended to allow the following members to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 132: Rep. Dixon added as a sponsor.

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**House Bill No. 1646:** Rep. West was added as a sponsor.

**House Bill No. 1765:** Reps. Bushing, West, Cain, Long, Bivens, Head, Winningham, Robinson C B, Bell, Robinson Robb, Moore Calvin, Kernell, Byrd, Jackson, Curlee, Turner B, and Wix were added as prime sponsors.

**House Bill No. 1766:** Reps. Bushing, West, Cain, Love, Bivens, Head, Robinson C B, Bell, Robinson Robb, Moore Calvin, Kernell, Byrd, Jackson, Curlee, Turner B and Wix were added as prime sponsors.

**House Bill No. 1767:** Reps. Bushing, West, Cain, Bivens, Head, Bell, Robinson Robb, Moore Calvin, Kernell, Love, Byrd, Jackson, Curlee, Turner B and Wix were added as prime sponsors.

**House Bill No. 1768:** Reps. Bushing, West, Cain, Long, Bivens, Head, Robinson C B, Bell, Robinson Robb, Moore Calvin, Kernell, Byrd, Jackson, Curlee, Turner B, Winningham and Wix added as prime sponsors.

**House Bill No. 1769:** Reps. Bushing, West, Cain, Long, Bivens, Head, Bell, Robinson C B, Robinson Robb, Moore Calvin, Kernell, Byrd, Love, Jackson, Curlee, Turner B, Turner C, Purcell, Winningham and Wix were added as prime sponsors.

**House Bill No. 1770:** Reps. Bushing, Cain, Long, West, Head, Bell, Robinson Robb, Moore Calvin, Kernell, Byrd, Jackson, Curlee, Love and Wix added as prime sponsors.

**House Bill No. 1771:** Reps. Bushing, West, Cain, Long, Bivens, Head, Bell, Robinson C B, Robinson Robb, Moore Calvin, Kernell, Byrd, Jackson, Curlee, Turner B and Wix were added as prime sponsors.

**JOURNAL CORRECTIONS**

Sponsors on the following bills were incorrectly referenced when they were introduced and should be corrected as follows:

House Bill No. 1391 - Rep. Huskey as the prime sponsor.

House Bill No. 1608 - Rep. West as the prime sponsor.

House Bill No. 1799 - Rep. Wix as the prime sponsor.

House Bill No. 1800 - Rep. Wix as the prime sponsor.

House Bill No. 1801 - Rep. Wix as the prime sponsor.

House Bill No. 1802 - Rep. Wix as the prime sponsor.

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**INTRODUCTION OF RESOLUTIONS**

**House Joint Resolution 0465 -- Memorials, Public Service -- Honors Father George H. Clements and "One Church, One Child" project.** by \*Turner L, \*Jones R, \*DeBerry, Pruitt, Drew, Dixon, King, Love.

The Speaker referred House Joint Resolution No. 465 Calendar and Rules Committee.

**\*House Joint Resolution 0466 -- Memorials, Government Officials -- Requests certain commissioners to jointly study certain specified proposals to assist minority businesses.** by \*Jones U, \*Drew, Turner L, Pruitt, King, DeBerry, Love.

The Speaker referred House Joint Resolution No. 466 Commerce Committee.

**\*House Joint Resolution 0467 -- Memorials, Government Officials -- Requests commissioner to study various proposals to increase the number of physicians in rural areas and to provide improved health insurance coverage.** by \*Turner L, \*Jones R, Pruitt, Drew, Jones U, Dixon, King, DeBerry, Love.

The Speaker referred House Joint Resolution No. 467 to the General Welfare Committee.

**House Joint Resolution 0468 -- Finance and Administration, Dept. of -- Requests department to study feasibility of better utilizing computerization and communications to enhance delivery of social services.** by \*Pruitt, \*Jones R, \*Bushong, \*Garrett, \*Odom, Love, Ellis, Jones U, DeBerry, Drew, Turner B, West.

The Speaker referred House Resolution No. 468 to the General Welfare Committee.

**House Joint Resolution 0469 -- Memorials, Condolence -- Honors the memory of Litton T. Cochran.** by \*Crain, \*Peroulas, \*Miller, \*Davis J K, \*Severance, Scruggs.

The Speaker referred House Joint Resolution No. 469 to the Calendar and Rules Committee.

**House Joint Resolution 0470 -- Memorials, Government Officials -- Requests TVA to consider water needs of municipalities in reassessing its policies relative to downstream water releases.** by \*Montgomery, \*Holcomb, \*Hurley, \*Yelton.

The Speaker referred House Joint Resolution No. 470 to the Conservation and Environment Committee.

**House Joint Resolution 0471 -- Memorials, Condolence -- Honors memory of F. Shakespeare Callahan.** by \*Starnes.

The Speaker referred House Joint Resolution No. 471 to the Calendar and Rules Committee.

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**House Joint Resolution 0472** -- Memorials, Condolence -- Honors memory of Dr. Jesse Adams. by \*Starnes.

The Speaker referred House Joint Resolution No. 472 to the Calendar and Rules Committee.

**INTRODUCTION OF BILLS**

**House Bill No. 1832** -- Pensions and Retirement Benefits -- Allows for members of certain school boards to become members TCRS. Amends TCA, Title 8, Ch. 35, Pt. 2. by \*Byrd.

Passed first consideration.

**House Bill No. 1833** -- Education -- Provides for phased in reduction of class sizes in grades K-3. Amends TCA 49-3-3006. by \*Whitson.

Passed first consideration.

**\*House Bill No. 1834** -- Boats, Boating -- Requires owners of outboard motors and boats to obtain certificates of ownership from wildlife resources agency. Amends TCA, Title 69, Ch. 10. by \*Turner L, \*Jones R, \*DeBerry, Pruitt, Drew, Jones U, Dixon, King.

Passed first consideration.

**House Bill No. 1835** -- Criminal Offenses -- Establishes criminal offense for obtaining, or assisting in obtaining, a state or local government set aside contract by fraudulent means. Amends TCA, Titles 4, 8, 39. by \*Turner L, \*Jones R, \*Pruitt, Drew, Dixon, King, DeBerry, Love.

Passed first consideration.

**House Bill No. 1836** -- Boards and Commissions -- Directs governor to strive to insure racial minority representation on boards regulating professionals. Amends TCA, Title 4, Ch. 75; Titles 62, 63. by \*Turner L, \*Jones R, Pruitt, Drew, Dixon, King, DeBerry, Love.

Passed first consideration.

**House Bill No. 1837** -- Teachers -- Establishes pilot student loan program to encourage teachers to teach in certain areas. Amends TCA, Title 49, Ch. 4. by \*Naifeh, \*Davidson, \*Tanner, \*Jones R.

Passed first consideration.

**House Bill No. 1838** -- Credit Cards -- Enacts "Lender Credit Card Act". Amends TCA, Titles 45, 47. by \*Naifeh, \*Burnett, \*West, \*Ridgeway, \*Odom, \*Kisber, \*Tanner.

Passed first consideration.

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**House Bill No. 1839 -- Courts, General Sessions --** Allows general sessions judges to receive copy of printed slip acts. by \*Naifeh.

Passed first consideration.

**House Bill No. 1840 -- Courts --** Places all state judges under the modified Missouri Plan relative to the nomination, appointment and election of such judges. Amends TCA 4-29-109; Title 16, Ch. 2, Pt. 5; Title 17, Ch. 4. Repeals TCA 2-8-117: by \*Naifeh.

Passed first consideration.

**House Bill No. 1841 -- Criminal Procedure --** Decreases sentence term for which confinement can be in the county workhouse or local jail. Amends TCA, Title 40. by \*Naifeh.

Passed first consideration.

**House Bill No. 1842 -- Prisoners and Inmates --** Authorizes counties to receive certain grants for housing detainees and felons under certain circumstances. Amends TCA 8-26-105, 106; Title 40; Title 41, Ch. 8. by \*Naifeh.

Passed first consideration.

**House Bill No. 1843 -- Jails and Jailers --** Changes compensation formula under County Correctional Incentives Act. Amends TCA 8-26-105, 106; Title 41, Ch. 8. by \*Naifeh.

Passed first consideration.

**House Bill No. 1844 -- Bail, Bail Bonds --** Changes definition of "bail jumping". Amends TCA 39-5-720. by \*Davis J K.

Passed first consideration.

**House Bill No. 1845 -- Highways, Roads and Bridges --** Changes definition of "highway" and "street" for purposes of motor vehicle rules of the road. Amends TCA 55-8-101. by Davis J K.

Passed first consideration.

**House Bill No. 1846 -- Civil Procedure --** Allows defendant to request a civil case in general sessions court be removed to circuit court prior to judgment. Amends TCA, Title 19, Ch. 1, Pt. 1. by \*Davis J K.

Passed first consideration.

**House Bill No. 1847 -- Environmental Preservation --** Enacts "Sanitary Landfill Reclamation Act of 1988". Amends TCA, Title 68. by \*Davis J K.

Passed first consideration.

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**House Bill No. 1848** -- Utilities, Utility Districts -- Revises definition of "utility" as it pertains to utilities located in highway rights-of-way. Amends TCA, Title 54, Ch. 5. by \*Robinson Robb, \*Burnett, \*Head.

Passed first consideration.

**House Bill No. 1849** -- Hospitals and Health Care Facilities -- Requires certain notices to be given to health care providers after audit by comptroller. Amends TCA 12-4-307. by \*Swann, \*Tankersley, \*Cross, \*Wheeler.

Passed first consideration.

**House Bill No. 1850** -- Hospitals and Health Care Facilities -- Requires notice to nursing homes within specific times for imposition of Type A civil penalties. Amends TCA 68-11-813. by \*Starnes, \*Wheeler, \*Williams K.

Passed first consideration.

**House Bill No. 1851** -- Pensions and Retirement Benefits -- Authorizes Tennessee County Commissioners Association to be member of TCRS certain circumstances. Amends TCA, Title 8, Ch. 35, Pt. 2. by \*Rhinehart.

Passed first consideration.

**House Bill No. 1852** -- Pensions and Retirement Benefits -- Permits the Tennessee City Commissioners Association to participate in TCRS. Amends TCA 8-35-213. by \*Rhinehart.

Passed first consideration.

**House Bill No. 1853** -- Divorce and Annulment -- Revises standards used in determining child and spousal support. Amends TCA 34-4-101, 36-4-107, 36-5-101. by \*Williams K.

Passed first consideration.

**House Bill No. 1854** -- Paternity -- Entitles biological father of illegitimate child to file petition. Amends TCA 36-2-101, 36-2-202, 203. by \*Williams K.

Passed first consideration.

**House Bill No. 1855** -- Partnerships -- Regulates registration and rights of foreign limited partnerships. Amends TCA, Title 61, Ch. 2. by \*Williams K.

Passed first consideration.

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**House Bill No. 1856 -- Corporations, Not for Profit --** Authorizes alternative methods of amending corporate bylaws. Amends TCA 48-60-202. by \*Williams K.

Passed first consideration.

**House Bill No. 1857 -- Alcoholic Beverages --** Permits alcoholic beverage sales during brunches and buffets on Sunday. Amends TCA 57-4-203. by \*King.

Passed first consideration.

**House Bill No. 1858 -- Medicare and Medicaid --** Authorizes extension of medicaid coverage under certain circumstances. Amends TCA, Title 71. by \*Starnes, \*Pruitt, \*Dixon, \*Herron, \*Bushing, \*Odom, Purcell, Drew, DeBerry, Kernell, Williams K, Cain.

Passed first consideration.

**House Bill No. 1859 -- Dentists --** Revises provisions concerning licensing of and practice of dentistry. Amends TCA 63-5-105, 108--110, 112--115, 124. by \*Scruggs.

Passed first consideration.

**House Bill No. 1860 -- Physicians and Surgeons --** Revises Osteopathic Physicians Practice Act. Amends TCA, Title 63, Ch. 9, Pt. 1. by \*Curlee, \*Odom, \*Ridgeway, Murray, Starnes.

Passed first consideration.

**House Bill No. 1861 -- Traffic Safety --** Authorizes additional fines for speed limit violations in certain counties. Amends TCA 55-8-152. by \*Bivens, \*Harrill.

Passed first consideration.

**House Bill No. 1862 -- Municipal Government --** Places certain requirements on boards of directors of not-for-profit corporations acting on behalf of local governments under the provisions of TCA Title 7, Chapters 4, 58. Amends TCA, Title 7, Ch. 54; Title 8, Ch. 44; Title 12, Ch. 4; Title 68, Ch. 31. by \*Miller.

Passed first consideration.

**House Bill No. 1863 -- Energy --** Prohibits certain board members of not-for-profit corporations from also being executive director. Amends TCA, Title 7, Ch. 54. by \*Miller.

Passed first consideration.

**THURSDAY, JANUARY 28, 1988 -- FIFTY-FIRST LEGISLATIVE DAY**

**House Bill No. 1864** -- Aircraft and Airports -- Expands airport authority board of Knoxville airport. Amends TCA, Title 42, Ch. 4. by \*Miller.

Passed first consideration.

**House Bill No. 1865** -- Local Government -- Permits chief officers of local governments to request emergency assistance. Amends TCA, Title 58, Ch. 2, Pt. 6. by \*Miller.

Passed first consideration.

**House Bill No. 1866** -- County Officers -- Revises duties, procedures and fees concerning office of register. Amends TCA 8-21-1001; Title 10, Ch. 7, Pt. 2; Title 66; Title 67, Ch. 5, Pt. 25. Repeals TCA 66-21-105, 108, 66-25-105--114. by \*Miller.

Passed first consideration.

**House Bill No. 1867** -- Aircraft and Airports -- Expands airport authority board of the Knoxville Airport. Amends TCA, Title 42, Ch. 4. by \*Miller.

Passed first consideration.

**House Bill No. 1868** -- Aircraft and Airports -- Expands airport authority board of Knoxville airport. Amends TCA, Title 42, Ch. 4. by \*Miller.

Passed first consideration.

**House Bill No. 1869** -- Housing -- Alters structure of Knoxville housing authority to include as a commissioner resident of housing project. Amends TCA, Title 13, Ch. 20. by \*Miller.

Passed first consideration.

**\*House Bill No. 1870** -- Highways, Roads and Bridges -- Prohibits classification of certain private roads as public roads. Amends TCA 54-10-103. by \*Webb.

Passed first consideration.

**House Bill No. 1871** -- Judicial Officers -- Creates additional criminal investigator position for tenth judicial district. by \*Webb, Stafford, Harrill.

Passed first consideration.

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**House Bill No. 1872 -- Motor Vehicles --** Authorizes longer and wider trucks under certain circumstances. Amends TCA 55-11-201, 202. by \*DePriest, \*Hillis, \*Cross, \*Kent, \*Ivy, \*Rhinehart, \*Byrd, \*Ridgeway, \*Robinson Robb, Wood, Wolfe, Stallings, Tankersley, Kisber, Lawson, King, Yelton, Cain, Long, Davidson, Swann, Davis Ray, Winningham, Duer, Holt, Davis R E, Frensley, Crain, Hobbs, Turner L.

Passed first consideration.

**House Bill No. 1873 -- Criminal Offenses --** Controls purchase and use of freon gas. Amends TCA 39-6-452. by \*Cain, \*Kent, \*Purcell.

Passed first consideration.

**House Bill No. 1874 -- Licenses --** Requires tattoo artists and tattoo parlors to be licensed. by \*Wood.

Passed first consideration.

**House Bill No. 1875 -- Gambling --** Abolishes gambling in Tennessee. Amends and repeals various TCA sections. by \*Wood.

Passed first consideration.

**House Bill No. 1876 -- Insurance Companies, Agents, Brokers --** Defines "compensation" as it relates to distribution of earnings. Amends TCA 56-7-902. by \*Wheeler, \*Naifeh, \*Tankersley, Kisber.

Passed first consideration.

**House Bill No. 1877 -- Insurance, Credit Life --** Allows insurer to use current table to calculate reserves. Amends TCA 56-7-911. by \*Wheeler, \*Naifeh, \*Tanner, Kisber.

Passed first consideration.

**House Bill No. 1878 -- Insurance, Health, Accident --** Provides insurance benefits for audiologists and speech pathologists. Amends TCA, Title 56, Ch. 7. by \*Wheeler.

Passed first consideration.

**\*House Bill No. 1879 -- Halls --** Removes residency requirement for city court judge. Amends Chapter 325, Private Acts of 1974. by \*Crain.

Passed first consideration.

**\*House Bill No. 1880 -- Election Laws --** Eliminates requirement of attestation of ballot for military persons. Amends TCA 2-6-108. by \*Crain.

Passed first consideration.

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**House Bill No. 1881 -- Estates --** Changes definition of and requirements for executors, trusts and administration of estates. Amends TCA 26-2-104, 26-4-101; Title 30, Ch. 1, 30-1-107, 116, 30-2-301, 307, 30-2-702, 30-4-103, 35-1-113, 35-2-102, 110; Title 35, Ch. 50, 35-50-107. Repeals TCA 31-2-109. by \*Purcell, \*Buck, Clark.

Passed first consideration.

**House Bill No. 1882 -- Estates --** Revises provisions concerning administration of estates and trusts. Amends TCA 8-36-111, 26-2-104, 26-4-101, 30-1-107, 116, 30-2-301, 307, 30-2-702, 30-4-103, 35-1-113, 35-2-102, 110; Title 35, Ch. 50, 35-50-107. Repeals TCA 31-2-109. by \*Purcell.

Passed first consideration.

**House Bill No. 1883 -- Products Liability --** Limits potential for punitive damage award in products liability cases. Amends TCA, Title 29, Ch. 28. by \*Bivens.

Passed first consideration.

**House Bill No. 1884 -- Insurance, Motor Vehicles --** Requires department of safety to issue affidavit upon filing of certain insurance forms. Amends TCA 56-7-1201. by \*Buck, \*Crain.

Passed first consideration.

**House Bill No. 1885 -- Washington County --** Regulates garbage disposal. by \*Good, \*Robinson Ruth.

Passed first consideration.

**House Bill No. 1886 -- Criminal Procedure --** Requires adult convicted of crime in complicity with juvenile to make restitution to state for cost of juvenile's treatment. Amends TCA, Title 40, Ch. 35, Pt. 3. by \*Bushing, \*Burnett, \*Ridgeway, \*Garrett, Holcomb.

Passed first consideration.

**House Bill No. 1887 -- Medicare and Medicaid --** Establishes a procedure to individually evaluate mentally ill youth in psychiatric facilities before terminating medicaid services. Amends TCA 71-5-107. by \*Bushing, \*Burnett, Ridgeway, Holcomb, Starnes, Turner B.

Passed first consideration.

**House Bill No. 1888 -- Mental Health and Mental Retardation, Dept. of --** Revises method of service delivery to mentally ill and mentally retarded juveniles. Amends TCA, Titles 33, 37. by \*Bushing, \*Burnett, Ridgeway, Holcomb, Starnes, Turner B.

Passed first consideration.

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**House Bill No. 1889** -- Zoning -- Requires property owner to submit plats personally. Amends TCA, Title 13, Chs. 3, 4. by \*Bushing, \*West, \*Garrett, \*Burnett, Pruitt, Ellis, Love, Ridgeway.

Passed first consideration.

**House Bill No. 1890** -- Drivers' Licenses -- Authorizes suspension of driver's license when owner fails to report accident. Amends TCA 55-12-104. by \*Bushing, \*Burnett, \*Ridgeway.

Passed first consideration.

**House Bill No. 1891** -- Motor Vehicles, Titling and Registration -- Provides special registration plates for members of the Army Reserve. Amends TCA, Title 55, Ch. 4. by \*Bushing, \*Burnett, Ridgeway.

Passed first consideration.

**House Bill No. 1892** -- Custody and Support -- Authorizes court to consider child's preference on modification of certain child custody orders. Amends TCA 36-6-102. by \*Bushing, \*Burnett, \*Ridgeway.

Passed first consideration.

**House Bill No. 1893** -- Taxes, Tobacco -- Allows tobacco wholesalers and jobbers to use certificate of deposit as collateral for tobacco tax in lieu of corporate surety bond. Amends TCA, Title 67, Ch. 4, Pt. 10. by \*Bushing, \*Naifeh, \*Burnett, DeBerry, Kisber, Head, Ridgeway.

Passed first consideration.

**House Bill No. 1894** -- Divorce and Annulment -- Directs court to consider certain provision of law when entering orders or decrees for support and maintenance of spouse and children. Amends TCA 36-5-101. by \*Bushing, \*Burnett.

Passed first consideration.

**House Bill No. 1895** -- Motor Vehicles -- Permits persons with certain medical problems to have auto windows tinted beyond current standards. Amends TCA, Title 55, Ch. 9. by \*Bushing, \*Burnett.

Passed first consideration.

**House Bill No. 1896** -- Pensions and Retirement Benefits -- Gives certain government employees who retired before certain date an increase in monthly retirement benefits. Amends TCA, Title 8, Ch. 36, Pt. 7. by \*Bushing.

Passed first consideration.

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**\*House Bill No. 1897 -- Sunset Laws --** Extends termination date of Comprehensive Health Insurance Pool, Board of Directors. Amends TCA, Title 4, Ch. 29; Title 56, Ch. 39; Title 71, Ch. 2. by \*King, \*Byrd, \*Garrett.

Passed first consideration.

**House Bill No. 1898 -- Correction, Dept. of --** Deletes requirement that department notify house and senate state and local government committees of furloughs granted. Amends TCA 41-21-227. by \*Miller.

Passed first consideration.

**\*House Bill No. 1899 -- Hospitals and Health Care Facilities --** Authorizes commissioner of veterans' affairs to contract for certain nursing facility beds. Amends TCA, Title 4, Ch. 3. by \*Hillis, \*Naifeh, \*Davis Ray, \*Hurley, \*Miller, \*Rhinehart, \*Phillips, \*Starnes, \*Bragg, \*Crain, \*Ussery, \*Stallings, Murray, Jones R.

Passed first consideration.

**House Bill No. 1900 -- Pensions and Retirement Benefits --** Provides for certain officers to elect to transfer membership from Group 1 to Group 2. Amends TCA 8-35-105. by \*Hillis, Rhinehart, Moore U A.

Passed first consideration.

**House Bill No. 1901 -- Pensions and Retirement Benefits --** Requires wildlife officers to retire at a certain age and eliminates service requirement. Amends TCA 8-36-205. by \*Moore U A, \*Hillis, Rhinehart.

Passed first consideration.

**House Bill No. 1902 -- Pensions and Retirement Benefits --** Changes formula for computing service retirement allowance for wildlife officers. Amends TCA 8-36-206. by \*Hillis, Rhinehart, Moore U A.

Passed first consideration.

**House Bill No. 1903 -- Taxes, Real Property --** Raises maximum income limits for eligibility for property tax relief. Amends TCA, Title 67, Ch. 5. by \*Starnes, \*Robinson C B, Wood.

Passed first consideration.

**House Bill No. 1904 -- County Officers --** Establishes maximum compensation for certain county officials. Amends TCA 8-24-102. by \*Starnes, \*Turner B, \*Robinson C B.

Passed first consideration.

**THURSDAY, JANUARY 28, 1988 -- FIFTY-FIRST LEGISLATIVE DAY**

**House Bill No. 1905 -- Education, Higher --** Allows certain out of state students to attend Chattanooga State Technical Community College without payment of out of state tuition. Amends TCA 49-8-102. by \*Starnes, \*Robinson C B, \*Turner B.

Passed first consideration.

**\*House Bill No. 1906 -- University of Tennessee --** Appropriates funds for stadium for UT-Chattanooga. by \*Starnes, \*Turner B, Robinson C B.

Passed first consideration.

**House Bill No. 1907 -- Education --** Provides for conduct of pilot program as class scheduling. by \*Starnes.

Passed first consideration.

**House Bill No. 1908 -- Education, Higher --** Allows certain out of state students to attend the University of Tennessee-Chattanooga and Chattanooga State Technical Community College without payment of out of state tuition. Amends TCA 49-8-102. by \*Starnes, \*Robinson C B, \*Turner B.

Passed first consideration.

**House Bill No. 1909 -- Election Laws --** Broadens eligibility for absentee voting by mail. Amends TCA 2-6-102. by \*Starnes.

Passed first consideration.

**House Bill No. 1910 -- Election Laws --** Authorizes absentee voting by mail in certain circumstances. Amends TCA 2-6-102. by \*Starnes.

Passed first consideration.

**House Bill No. 1911 -- Election Laws --** Removes requirement of physician certification for certain absentee voting. Amends TCA 2-6-102. by \*Starnes.

Passed first consideration.

**House Bill No. 1912 -- Taxes, Sales --** Defines "gross proceeds" as it relates to certain leases of personal property. Amends TCA, Title 67, Ch. 6. by \*Copeland.

Passed first consideration.

**House Bill No. 1913 -- Veterans --** Authorizes special memorial license plate. Amends TCA, Title 55, Ch. 4. by \*Hillis, \*Moore U A, \*Ussery, \*Miller.

Passed first consideration.

**THURSDAY, JANUARY 28, 1988 -- FIFTY-FIRST LEGISLATIVE DAY**

**House Bill No. 1914 -- Health --** Changes minimum age for blood donor. Amends TCA 68-32-101. by \*Dixon.

Passed first consideration.

**House Bill No. 1915 -- Public Defenders --** Establishes compensation scale for public defenders. Amends TCA, Title 8, Ch. 14. by \*Holt, Collier, Stallings, DeBerry, Tanner, Buck, Purcell, Stafford, Burnett, Bivens, Whitson, Ridgeway, Robinson Robb, Webb, Good, Crain, Starnes, Herron, Davis Ray.

Passed first consideration.

**House Bill No. 1916 -- Public Defenders --** Authorizes appointment of assistant public defenders. Amends TCA, Title 8, Ch. 14. by \*Holt, Collier, Stallings, DeBerry, Tanner, Buck, Stafford, Burnett, Bivens, Whitson, Ridgeway, Robinson Robb, Webb, Good, Crain, Starnes, Herron, Davis Ray.

Passed first consideration.

**House Bill No. 1917 -- Utilities, Utility Districts --** Provides for selection of certain utility district commissioners. Amends TCA, Title 7, Ch. 82. by \*Holt.

Passed first consideration.

**House Bill No. 1918 -- Pensions and Retirement Benefits --** Allows pension of certain retired state judges to be recomputed in a certain manner. Amends TCA, Title 8, Ch. 36, Pt. 7. by \*Stallings.

Passed first consideration.

**\*House Bill No. 1919 -- Pensions and Retirement Benefits --** Makes special provision for crediting certain years of service in TCRS. Amends TCA, Title 8, Ch. 35, Pt. 2. by \*Winningham.

Passed first consideration.

**SENATE BILLS ON SECOND CONSIDERATION**

**Senate Bill No. 1356 -- Architects --** Passed second consideration and referred to the Commerce Committee.

**HOUSE BILLS ON SECOND CONSIDERATION**

**House Bill No. 1783 -- Criminal Offenses --** Passed second consideration and referred to the Judiciary Committee.

**House Bill No. 1784 -- Television, Cable --** Passed second consideration and referred to the Commerce Committee.

**THURSDAY, JANUARY 28, 1933 -- FIFTY-FIRST LEGISLATIVE DAY**

**House Bill No. 1785 -- Teachers --** Passed second consideration and referred to the Education Committee.

**House Bill No. 1786 -- Hospitals and Health Care Facilities --** Passed second consideration and referred to the General Welfare Committee.

**House Bill No. 1787 -- Municipal Government --** Passed second consideration and referred to the State and Local Government Committee.

**House Bill No. 1788 -- Conservation --** Passed second consideration and referred to the Conservation and Environment Committee.

**House Bill No. 1789 -- Medical Occupations --** Passed second consideration and referred to the General Welfare Committee.

**House Bill No. 1790 -- Taxes, Sales --** Passed second consideration and referred to the Finance, Ways, and Means Committee.

**House Bill No. 1791 -- Election Laws --** Passed second consideration and referred to the State and Local Government Committee.

**House Bill No. 1792 -- Insurance, Credit Life --** Passed second consideration and referred to the Commerce Committee.

**House Bill No. 1793 -- Bonds and Undertakings, Regulation of --** Passed second consideration and referred to the State and Local Government Committee.

**House Bill No. 1794 -- Education --** Passed second consideration and referred to the Education Committee.

**House Bill No. 1795 -- Real Property --** Passed second consideration and referred to the Commerce Committee.

**House Bill No. 1796 -- Occupational Licenses and Licensing Boards --** Passed second consideration and referred to the Commerce Committee.

**House Bill No. 1797 -- State Employees --** Passed second consideration and referred to the State and Local Government Committee.

**House Bill No. 1798 -- Courts, General Sessions --** Passed second consideration and referred to the Commerce Committee.

**House Bill No. 1799 -- Criminal Procedure --** Passed second consideration and referred to the Judiciary Committee.

**House Bill No. 1800 -- Prisoners and Inmates --** Passed second consideration and referred to the Judiciary Committee.

**House Bill No. 1801 -- Jails and Jailers --** Passed second consideration and referred to the Judiciary Committee.

**THURSDAY, JANUARY 28, 1988 -- FIFTY-FIRST LEGISLATIVE DAY**

**House Bill No. 1802** -- County Officers -- Passed second consideration and referred to the State and Local Government Committee.

**House Bill No. 1803** -- Carroll County -- Passed second consideration and held on the Clerk's desk.

**House Bill No. 1804** -- Houston County -- Passed second consideration and held on the Clerk's desk.

**\*House Bill No. 1805** -- Bonding, Surety and Professional -- Passed second consideration and referred to the Commerce Committee.

**House Bill No. 1806** -- Gambling -- Passed second consideration and referred to the State and Local Government Committee.

**House Bill No. 1807** -- Bingo -- Passed second consideration and referred to the Commerce Committee.

**\*House Bill No. 1808** -- County Officers -- Passed second consideration and referred to the State and Local Government Committee.

**House Bill No. 1809** -- Licenses -- Passed second consideration and referred to the Commerce Committee.

**House Bill No. 1810** -- Tort Liability -- Passed second consideration and referred to the Judiciary Committee.

**House Bill No. 1811** -- Criminal Offenses -- Passed second consideration and referred to the Judiciary Committee.

**House Bill No. 1812** -- Education -- Passed second consideration and referred to the Education Committee.

**House Bill No. 1813** -- Unicoi County -- Passed second consideration and held on the Clerk's desk.

**House Bill No. 1814** -- Bingo -- Passed second consideration and referred to the Commerce Committee.

**House Bill No. 1815** -- Bingo -- Passed second consideration and referred to the Commerce Committee.

**House Bill No. 1816** -- Motor Vehicles -- Passed second consideration and referred to the Transportation Committee.

**House Bill No. 1817** -- Workers' Compensation -- Passed second consideration and referred to the Labor and Consumer Affairs Committee.

**House Bill No. 1818** -- Workers' Compensation -- Passed second consideration and referred to the Judiciary Committee.

**House Bill No. 1819** -- Insurance, Liability -- Passed second consideration and referred to the Commerce Committee.

**THURSDAY, JANUARY 28, 1988 -- FIFTY-FIRST LEGISLATIVE DAY**

**\*House Bill No. 1820 -- Civil Procedure --** Passed second consideration and referred to the Judiciary Committee.

**House Bill No. 1821 -- Courts, Supreme Court of Tennessee --** Passed second consideration and referred to the Judiciary Committee.

**\*House Bill No. 1822 -- Drivers' Licenses --** Passed second consideration and referred to the Transportation Committee.

**\*House Bill No. 1823 -- Purchasing --** Passed second consideration and referred to the State and Local Government Committee.

**House Bill No. 1824 -- Chiropractors --** Passed second consideration and referred to the General Welfare Committee.

**House Bill No. 1825 -- Jails and Jailers --** Passed second consideration and referred to the Judiciary Committee.

**House Bill No. 1826 -- Burns --** Passed second consideration and held on the Clerk's desk.

**\*House Bill No. 1827 -- County Officers --** Passed second consideration and referred to the State and Local Government Committee.

**House Bill No. 1828 -- Claims Commission, Tennessee --** Passed second consideration and referred to the Judiciary Committee.

**House Bill No. 1829 -- Railroads --** Passed second consideration and referred to the Transportation Committee.

**House Bill No. 1830 -- Medicine, Practice of --** Passed second consideration and referred to the General Welfare Committee.

**\*House Bill No. 1831 -- Medicine, Practice of --** Passed second consideration and referred to the General Welfare Committee.

**REPORT OF COMMITTEE ON CALENDAR AND RULES**

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills on the Calendar for February 1, 1988: House Joint Resolutions Nos. 434, 436, 437, 438, 439; and House Bills Nos. 1343, 1344, 1369.

PHILLIPS, Chairman.

**REPORT OF COMMITTEE ON CALENDAR AND RULES  
CONSENT CALENDAR**

MR. SPEAKER: The officers of your Committee on Calendar and Rules beg leave to report that we have met and set the following bills on the Consent Calendar for Monday, February 1, 1988: House Joint Resolutions Nos. 465, 469, 471, 472.

PHILLIPS, Chairman.

**THURSDAY, JANUARY 28, 1988 -- FIFTY-FIRST LEGISLATIVE DAY**

**MESSAGE FROM THE SENATE**

**MR. SPEAKER:** I am directed to transmit to the House, Senate Bills Nos. 1400, 1401, 1409 and 1416; all passed by the Senate.

**CLYDE W. McCULLOUGH, JR.,**  
Chief Clerk.

**MESSAGE FROM THE SENATE**

**MR. SPEAKER:** I am directed to return to the House, House Joint Resolutions Nos. 433, 435, 440, 441, 442, 443, 447, 448, 449 and 456; concurred in by the Senate.

**CLYDE W. McCULLOUGH, JR.,**  
Chief Clerk.

**MESSAGE FROM THE SENATE**

**MR. SPEAKER:** I am directed to transmit to the House, Senate Joint Resolutions Nos. 312 and 313; adopted for concurrence.

**CLYDE W. McCULLOUGH, JR.,**  
Chief Clerk.

**ENGROSSED BILLS**

**MR. SPEAKER:** Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill No. 1570; and House Joint Resolution No. 473; and find same correctly engrossed and ready for transmission to the Senate.

**BETTY KAY FRANCIS,**  
Chief Engrossing Clerk.

**MESSAGE FROM THE SENATE**

**MR. SPEAKER:** I am directed to return to the House, House Joint Resolution No. 473; concurred in by the Senate.

**CLYDE W. McCULLOUGH, JR.,**  
Chief Clerk.

**THURSDAY, JANUARY 28, 1988 -- FIFTY-FIRST LEGISLATIVE DAY**

**MESSAGE FROM THE SENATE**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution No. 315; for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**ENROLLED BILLS**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Resolutions Nos. 78 and 79; and House Joint Resolutions Nos. 433, 435, 440, 441, 442, 443, 447, 448, 449, 456 and 473; and find same correctly enrolled and ready for the signatures of the Speakers.

BETTY KAY FRANCIS,  
Chief Engrossing Clerk.

**REPORT OF CHIEF ENGROSSING CLERK**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bill No. 1340; and House Joint Resolutions Nos. 418, 424, 425, 427, 428, 429, 430, 431 and 432; for his action.

BETTY KAY FRANCIS,  
Chief Engrossing Clerk.

**SIGNED**

The Speaker announced that he had signed the following: Senate Joint Resolutions Nos. 269, 271, 272, 273, 274, 275, 276, 277, 278, 280, 281, 282, 283, 284, 285 and 286.

**SIGNED**

The Speaker announced that he had signed the following: House Resolutions Nos. 78 and 79; and House Joint Resolutions Nos. 433, 435, 440, 441, 442, 443, 447, 448, 449, 456 and 473 .

**SIGNED**

The Speaker announced that he had signed the following: Senate Joint Resolution No. 315.

THURSDAY, JANUARY 28, 1988 -- FIFTY-FIRST LEGISLATIVE DAY

ROLL CALL

The roll call was taken with the following results:

Present . . . . . 96

Representatives present were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray -- 96.

On motion of Rep. Naifeh, the House adjourned until 5:00 P.M., Monday, February 1, 1988.